

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * * * *

KEVIN FERNANDEZ,)	
)	
Plaintiff,)	3:06-cv-00628-LRH-RAM
)	
v.)	
)	<u>ORDER</u>
THE STATE OF NEVADA, et al.,)	
)	
Defendants.)	
_____)	

Before this Court is Report and Recommendation of U.S. Magistrate Judge Robert A. McQuaid, Jr., (#417¹) entered on February 22, 2010, recommending denying Plaintiff's Motion for a Temporary Restraining Order (#322). Plaintiff filed his Objection to the Report and Recommendation by U.S. Magistrate McQuaid (#445) on April 26, 2010, and Defendants have not filed an opposition to Plaintiff's Objection to Report and Recommendation of U.S. Magistrate Judge, pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 1B 1-4 of the Rules of Practice of the United States District Court for the District of Nevada.

The Court has conducted its *de novo* review in this case, has fully considered the objections of the Plaintiff, the pleadings and memoranda of the parties and other relevant matters of record pursuant to 28 U.S.C. § 636 (b) (1) and Local Rule IB 3-2. The Court determines that the Magistrate Judge's

¹Refers to court's docket number.

1 Report and Recommendation (#417) entered on February 22, 2010, should be adopted and accepted.

2 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and Recommendation
3 (#417) entered on February 22, 2010, is adopted and accepted, and Plaintiff's Motion for Temporary
4 Restraining Order (#322) is DENIED.

5 IT IS SO ORDERED.

6 DATED this 26th day of May, 2010.

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LARRY R. HICKS
UNITED STATES DISTRICT JUDGE